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ATTORNEYS FOR PLAINTIFF DR. RALPH S. BEREN, EDD

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

DR. RALPH S. BEREN, ED.D,

Plaintiff,

v.

BOARD OF TRUSTEES OF  
CALIFORNIA STATE UNIVERSITY,  
an Entity of the State of California,  
CALIFORNIA STATE UNIVERSITY,  
an Entity of the State of California,  
JACOB E. PEREA, ED.D, an Individual,  
in his Individual and Representative Capacities as  
Dean of School of Education of California State  
University,  
NATHAN T. AVANI, PH.D, an Individual,  
in his Individual and Representative Capacities as  
Chair of Department of Secondary Education of  
California State University,  
ELK GROVE UNIFIED SCHOOL DISTRICT,  
an Entity of the State of California,  
KIMI KANEKO, an Individual,  
in her Individual and Representative Capacities as  
Program Administrator of Elk Grove Unified School  
District,  
ELIZABETH KANEKO, an Individual,  
in her Individual and Representative Capacities as  
Supervisor of Elk Grove Unified School District, and  
DOES 1-300,

Defendants.

) No. 3:06-CV-04706-MMC

)  
) **STIPULATED ORDER ON EX PARTE**  
) **REQUEST FOR CONTINUANCE OF**  
) **HEARING DEFENDANT'S FRCP 12(b)(6)**  
) **MOTIONS TO DISMISS**

1  
2 The parties hereby stipulate to move the hearing date of the FRCP 12(b)(6) motions of  
3 Defendants California State University, Board of Trustees of California State University, Jacob Perea,  
4 Nathan Avani, Elk Grove Unified School District, Kimi Kaneko, and Elizabeth Kaneko from 2007  
5 March 09 and 2007 March 23 *to 2007 March 30.*

6  
7 SO STIPULATED.

8  
9 Dated: 2007 February 13


/s/Philip Steven Horne, Esq.  
Philip Steven Horne, Esq.  
LAW OFFICES OF PHILIP STEVEN HORNE, ESQ.  
ATTORNEYS FOR PLAINTIFF BEREN

12  
13 /s/Lisa Plank-Schwartz, Esq.  
Lisa Plank-Schwartz, Esq.  
WRIGHT, ROBINSON, OSTHIMER & TATUM  
ATTORNEYS FOR CALIFORNIA STATE  
15 UNIVERSITY DEFENDANTS

16  
17 /s/Michael W. Pott, Esq.  
Michael W. Pott, Esq.  
PORTER, SCOTT, WEIBERG & DELEHANT  
18 ATTORNEYS FOR ELKGROVE DEFENDANTS

19  
20 SO ORDERED.

21  
22 Dated: February 13, 2007

  
The Honorable Maxine M. Chesney  
JUDGE OF THE UNITED STATES DISTRICT COURT  
24 NORTHERN DISTRICT OF CALIFORNIA  
25